1 2 3 4 5 6 7 8 9 10 11 12	WEIL, GOTSHAL & MANGES LLP Richard W. Slack (pro hac vice) (richard.slack@weil.com) Jessica Liou (pro hac vice) (jessica.liou@weil.com) Matthew Goren (pro hac vice) (matthew.goren@weil.com) 767 Fifth Avenue New York, NY 10153-0119 Tel: (212) 310-8000 Fax: (212) 310-8007  KELLER BENVENUTTI KIM LLP Jane Kim (#298192) (jkim@kbkllp.com) David A. Taylor (#247433) (dtaylor@kbkllp.com) Thomas B. Rupp (#278041) (trupp@kbkllp.com) 425 Market St., 26th Floor San Francisco, CA 94105 Tel: (415) 496-6723 Fax: (650) 636 9251	LATHAM & WATKINS LLP Joshua G. Hamilton (#199610) (joshua.hamilton@lw.com) Michael J. Reiss (#275021) (michael.reiss@lw.com) 10250 Constellation Blvd., Suite 1100 Los Angeles, California 90067 Tel: 424 653 5500  LATHAM & WATKINS LLP James E. Brandt (pro hac vice) (james.brandt@lw.com) 1271 Avenue of the Americas New York, NY 10020 Tel: 212 906 1200			
13	Attorneys for the Debtors and Reorganized Debtors				
14	UNITED STATES BA	NKRUPTCY COURT CT OF CALIFORNIA			
15	SAN FRANCIS				
16		Bankruptcy Case No. 19-30088 (DM)			
17	In re:	Bankruptcy Case No. 19-30088 (DM) Chapter 11			
17 18	In re: PG&E CORPORATION,	Bankruptcy Case No. 19-30088 (DM) Chapter 11 (Lead Case) (Jointly Administered)			
17 18 19		Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			
17 18 19 20	PG&E CORPORATION, - and - PACIFIC GAS AND ELECTRIC	Bankruptcy Case No. 19-30088 (DM) Chapter 11 (Lead Case) (Jointly Administered) REORGANIZED DEBTORS' NOTICE			
17 18 19 20 21	PG&E CORPORATION, - and - PACIFIC GAS AND ELECTRIC COMPANY,	Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			
17 18 19 20 21 22	PG&E CORPORATION,  - and -  PACIFIC GAS AND ELECTRIC COMPANY,  Debtors.	Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			
17 18 19 20 21 22 23	PG&E CORPORATION,  - and -  PACIFIC GAS AND ELECTRIC COMPANY,  Debtors.  Affects PG&E Corporation  Affects Pacific Gas and Electric Company	Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			
17 18 19 20 21 22 23 24	PG&E CORPORATION,  - and -  PACIFIC GAS AND ELECTRIC COMPANY,  Debtors.  □ Affects PG&E Corporation □ Affects Pacific Gas and Electric Company ☑ Affects both Debtors	Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			
17 18 19 20 21 22 23 24 25	PG&E CORPORATION,  - and -  PACIFIC GAS AND ELECTRIC COMPANY,  Debtors.  □ Affects PG&E Corporation □ Affects Pacific Gas and Electric Company ☑ Affects both Debtors  * All papers shall be filed in the Lead	Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			
17 18 19 20 21 22 23 24 25 26	PG&E CORPORATION,  - and -  PACIFIC GAS AND ELECTRIC COMPANY,  Debtors.  □ Affects PG&E Corporation □ Affects Pacific Gas and Electric Company ☑ Affects both Debtors	Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			
17 18 19 20 21 22 23 24 25	PG&E CORPORATION,  - and -  PACIFIC GAS AND ELECTRIC COMPANY,  Debtors.  □ Affects PG&E Corporation □ Affects Pacific Gas and Electric Company ☑ Affects both Debtors  * All papers shall be filed in the Lead	Bankruptcy Case No. 19-30088 (DM)  Chapter 11 (Lead Case) (Jointly Administered)  REORGANIZED DEBTORS' NOTICE OF APPEAL AND STATEMENT OF			

### NOTICE OF APPEAL AND STATEMENT OF ELECTION

Notice is hereby given that Reorganized Debtors PG&E Corporation and Pacific Gas and Electric Company (together, "PG&E") appeal from (1) the *Order Overruling in Part and Sustaining in Part Thirty-Third Securities Claims Omnibus Objection*, Dkt. No. 14594, and (2) the *Order Overruling in Part and Sustaining in Part Thirty-Fourth Securities Claims Omnibus Objection*, Dkt. No. 14595 (together, the "September 19 Orders"). The September 19 Orders are attached as Exhibits A and B. Pursuant to Bankruptcy Rule 8004, PG&E is concurrently filing a motion for leave to appeal the September 19 Orders. PG&E hereby elects to have this appeal heard by the United States District Court.

# Part 1: Identify the appellant(s)

- 1. Name of appellants: PG&E Corporation; Pacific Gas and Electric Company
- 2. Position of appellants in the bankruptcy case: Debtors and Reorganized Debtors

## Part 2: Identify the subject of this appeal

- Describe the appealable orders from which the appeal is taken:
   PG&E appeals from two orders entered by the bankruptcy court, overruling in part PG&E's 33rd and 34th Omnibus Objections.
- 2. State the date on which the appealable orders were entered: September 19, 2024. On September 26, 2024, the bankruptcy court entered an order extending the time within which to file a notice of appeal of the September 19 Orders until October 24, 2024. Dkt. No. 14599.

#### Part 3: Idenfity the other parties to the appeal

1. Party: Lead Plaintiff PERA

Attorneys:

#### LABATON KELLER SUCHAROW LLP

Thomas A. Dubbs Carol C. Villegas Michael P. Canty Thomas G. Hoffman 140 Broadway New York, NY 10005

28

1

2

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

- 1		
1		ADAMSKI, MORISKI, MADDEN, CUMBERLAND & GREEN LLP
2		James M. Wagstaffe 100 Pine Street, Suite 2250
3		San Francisco, CA 94111
4		
5		LOWENSTEIN SANDLER LLP Michael S. Etkin
6		Andrew Behlmann
7		Scott Cargill Colleen Restel
		One Lowenstein Drive
8		Roseland, NJ 07068
9		MICHELSON LAW GROUP Randy Michelson
10		220 Montgomery Street, Suite 2100
11		San Francisco, CA 94104
12	2.	Party: Securities Act Plaintiffs
13		Attorneys:
14		ROBBINS GELLER RUDMAN & DOWD
15		Darren J. Robbins
16		Brian E. Cochran 655 West Broadway, Suite 1900
17		San Diego, CA 92101
		ROBBINS GELLER RUDMAN & DOWD LLP
18		Willow E. Radcliffe
19		Kenneth J. Black Post Montgomery Center
20		One Montgomery Street, Suite 1800
21		San Francisco, CA 94104
22		VANOVERBEKE, MICHAUD & TIMMONY, P.C. Thomas C. Michaud
23		79 Alfred Street
24		Detroit, MI 48201
25	3.	Party: RKS Claimants
26		Attorneys:
27		ROLNICK KRAMER SADIGHI LLP
28		Lawrence M. Rolnick Marc B. Kramer

Case: 19-30088 Doc# 14618 Filed: 10/24/24 Entered: 10/24/24 21:19:21 Page 3 of 12

		4
1	Michael J. Hampson	
2	Richard A. Bodnar Frank T.M. Catalina	
3	1251 Avenue of the Americas New York, NY 10020	
4		
5	ST. JAMES LAW, P.C. Michael St. James	
6	22 Battery Street, Suite 810 San Francisco, CA 94111	
7	Part 4: Optional election to have appeal her	ard by District Court
8	☐ PG&E elects to have this appeal h	eard by the United States District Court rather than
9	the Bankruptcy Appellate Panel.	
10	Part 5: Sign Below	
11		
12	WEIL, GOTSHAL & MANGES LLP KELLER BENVENUTTI KIM LLP	Date: October 24, 2024
13	LATHAM & WATKINS LLP	
14	By: <u>/s/ Joshua G. Hamilton</u>	
15	Joshua G. Hamilton	
16	Attorneys for the Debtors and Reorganized	
17	Debtors	
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		

Case: 19-30088 Doc# 14618 Filed: 10/24/24 Entered: 10/24/24 21:19:21 Page 4 of 12

# Exhibit A

Case: 19-30088 Doc# 14618 Filed: 10/24/24 Entered: 10/24/24 21:19:21 Page 5 of 12

**Entered on Docket** September 19, 2024 EDWARD J. EMMONS, CLERK U.S. BANKRUPTCY COURT



1

2 3

4

5 6

7

8

9

10

11

12

13 14

15

16

17

18

19

20

21

22 23

24

25

26 27

28

-1-

NORTHERN DISTRICT OF CALIFORNIA

Signed and Filed: September 19, 2024

Servis Montal.

**DENNIS MONTALI** U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

In re:	)	Bankruptcy Case
	)	No. 19-30088-DM
PG&E CORPORATION,	)	
	)	Chapter 11
- and -	)	
	)	Jointly Administered
PACIFIC GAS AND ELECTRIC COMPANY,	. )	
	)	
Reorganized Debtors.	)	
	)	
☐ Affects PG&E Corporation	)	
☐ Affects Pacific Gas and	)	
Electric Company	)	
Affects both Debtors	)	
Mileces boen bebeels	)	
* All papers shall be filed in	)	
the Lead Case, No. 19-30088 (DM).	)	
2110 1000 (D11)	• (	

### ORDER OVERRULING IN PART AND SUSTAINING IN PART THIRTY-THIRD SECURITIES CLAIMS OMNIBUS OBJECTION

For the reasons stated in the court's Memorandum Decision on Thirty-Third and Thirty-Fourth Securities Claims Omnibus Objections (Dkt. 14593), the Reorganized Debtors' Thirty-Third Securities Omnibus Claims Objection to PERA and Securities Act Plaintiffs' TAC, Including to Certain Claimants That Adopted the TAC (Dkt. 14200) is OVERRULED IN PART AND SUSTAINED IN PART.

More particularly, the Reorganized Debtors' Objections to the following allegations in the TAC are SUSTAINED and ordered stricken, regardless of the specific paragraph(s) they appear in the TAC:

- The July 16, 2018 statements attributed to Mr. Stavropoulos;
- 2. The October 12, 2017 price drop;
- 3. The December 20, 2017 price drop;
- 4. The November 13-14, 2018 price drop.

All other Objections are OVERRULED.

\*\*END OF ORDER\*\*

-2-

1		COURT	SERVICE	LIST
2	ECF Recipients			
3				
4				
5				
6				
7				
8				
9				
10				
11				
12				
13				
14				
15				
16				
17				
18				
19				
20				
21				
22				
23				
24				
25				

28

# Exhibit B

Case: 19-30088 Doc# 14618 Filed: 10/24/24 Entered: 10/24/24 21:19:21 Page 9 of 12

Entered on Docket
September 19, 2024
EDWARD J. EMMONS, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA



Signed and Filed: September 19, 2024

Clevino Montale.

DENNIS MONTALI U.S. Bankruptcy Judge

UNITED STATES BANKRUPTCY COURT

NORTHERN DISTRICT OF CALIFORNIA

In re:	)	Bankruptcy Case No. 19-30088-DM
PG&E CORPORATION,	)	NO. 19 30000 DM
	)	Chapter 11
- and -	)	
	)	Jointly Administered
PACIFIC GAS AND ELECTRIC COMPANY,	)	
	)	
Reorganized Debtors.	)	
	)	
☐ Affects PG&E Corporation	)	
☐ Affects Pacific Gas and	)	
Electric Company	)	
□ Affects both Debtors	)	
	)	
* All papers shall be filed in	)	
the Lead Case, No. 19-30088 (DM).	)	

# ORDER OVERRULING IN PART AND SUSTAINING IN PART THIRTY-FOURTH SECURITIES CLAIMS OMNIBUS OBJECTION

For the reasons stated in the court's Memorandum Decision on Thirty-Third and Thirty-Fourth Securities Claims Omnibus Objections (Dkt. 14593), the Reorganized Debtors' Thirty-Fourth Securities Claims Omnibus Objection to Claims Adopting RKS Amendment (Dkt. 14203) is OVERRULED IN PART AND SUSTAINED IN PART.

More particularly, the Reorganized Debtors' Objections to the following allegations in the TAC are SUSTAINED and ordered stricken, regardless of the specific paragraph(s) they appear in the TAC:

- 1. The July 16, 2018 statements attributed to Mr. Stavropoulos;
- 2. The October 12, 2017 price drop;
- 3. The December 20, 2017 price drop;
- 4. The November 13-14, 2018 price drop.

All other Objections are OVERRULED.

\*\*END OF ORDER\*\*

-2-

## COURT SERVICE LIST

2	ECF	Recipients
---	-----	------------

-3-